

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

NICOLE CHATMAN, FATIMA WALLS-)
BARBER, MOESHA WILLIAMS, and)
AUSTIN KERR,)

Plaintiff,)

v.)

UNITED STATES OF AMERICA,)

Serve: Jeffrey B. Jensen)

U.S. Attorney for Eastern District)

of Missouri)

111 S. 10th Street, #20.333)

St. Louis, MO 63102)

)

Defendant.)

Case No.: 4:19-CV-1181

COMPLAINT

COUNT I

COMES NOW Plaintiff Nicole Chatman, and for Count I of her Complaint against Defendant, states as follows:

1. This action arises under Title 28 United States Code, Section 2671 Et Seq. The Court has jurisdiction under 28 USC Section 1346.
2. Venue is appropriate in this district because the events which give rise to this complaint occurred within the district.
3. At all times of the events which give rise to this complaint, Plaintiff Nicole Chatman was and is a citizen of the United States who resides in St. Louis, Missouri.
4. At all times of the events which give rise to this Complaint, the unknown postal carrier who caused this accident was the agent and employee of the United States Postal Service, which is an administrative agency of the United States of America.

5. On or about August 26, 2017, Plaintiff Nicole Chatman was driving a 2004 Chevrolet Envoy, when she was hit in the rear and side by a United States Postal worker, who then left the scene of the accident.

6. At the same date and time, the United States Postal Service was driving a U.S. Postal truck and came into Plaintiff's lane and hit her in the rear and side.

7. Plaintiff sustained injuries in the accident to her shoulders and back.

8. The unknown United States Postal worker was acting in an official capacity on behalf of the United States Postal Service in the delivery of United States Mail at the time of the crash.

9. Defendant, acting through its agent and employee, the unknown postal worker, was negligent in one of more of the following respects:

- (a) Failure to keep a careful lookout;
- (b) Failure to maintain control of the vehicle;
- (c) Failure to pay attention to the vehicles in the roadway in front of the Postal vehicle;
- (d) Failed to stop or swerve to avoid striking Plaintiff's vehicle;
- (e) Allowed the Postal vehicle to come into contact with the rear of Plaintiff's vehicle.

10. As a direct and proximate result of the carelessness and negligence of Defendant, Plaintiff was injured and suffered damages, including injuries to Plaintiff's shoulders and back.

11. As a direct and proximate result of the carelessness and negligence of Defendant, Plaintiff has incurred reasonable and necessary medical expenses in the amount of \$4,171.

12. Notice of a claim was properly submitted to the United States Postal Service on March 29, 2018.

13. On December 6, 2018, Plaintiff's claim was denied by the United States Postal Service.

WHEREFORE, Plaintiff Nicole Chatman prays for judgment against Defendant United States of America in the amount of \$12,000, for costs, and for such other and further Relief as the Court deems just and proper.

COUNT II

COMES NOW Fatima Walls-Barber, and for Count II of her Complaint against Defendant, states as follows:

1. Plaintiff Fatima Walls-Barber realleges and incorporates herein by reference the allegations of Count I.
2. At all times of the events which gave rise to this Complaint, Plaintiff Fatima Walls-Barber was and is a citizen of the United States who resides in St. Louis, Missouri.
3. Plaintiff Fatima Walls-Barber was a passenger in the vehicle driven by Plaintiff Nicole Chatman.
4. As a direct and proximate result of the carelessness and negligence of Defendant, Plaintiff was injured and suffered damages, including injuries to Plaintiff's left arm, wrist, hand, and low back.
5. As a direct and proximate result of the negligence and carelessness of Defendant, Plaintiff incurred reasonable and necessary medical expenses in the amount of \$3,921.60.
6. As a direct and proximate result of the negligence and carelessness of Defendant, Plaintiff incurred other economic and non-economic damages, including wage loss damages in the sum of \$2,080.
7. Notice of a claim was properly submitted to the United States Postal Service on October 25, 2018.
8. On December 6, 2018, The United States Postal Service denied Plaintiff's claim.

WHEREFORE, Plaintiff Fatima Walls-Barber prays for judgment against Defendant in the amount of \$16,500, for costs, and for such other and further relief as the Court deems just and proper.

COUNT III

COMES NOW Plaintiff Moesha Williams, and for Count III of her Complaint against Defendant, states as follows:

1. Plaintiff Moesha Williams, realleges and incorporates herein by reference the allegations of Count I.

2. At all times of the events which give rise to this Complaint, Plaintiff Moesha Williams was and is a citizen of the United States, who resides in St. Louis, Missouri.

3. Plaintiff Moesha Williams was a passenger in the vehicle driven by Plaintiff Chatman.

4. As a direct and proximate result of the carelessness and negligence of Defendant, Plaintiff was injured and suffered damages, including injuries to Plaintiff's neck, shoulders, and back.

5. As a direct and proximate result of the carelessness and negligence of Defendant, Plaintiff incurred reasonable and necessary medical expenses in the amount of \$2,553.62.

6. As a direct and proximate result of the negligence and carelessness of Defendant, Plaintiff incurred lost wages.

7. Notice of a claim was properly submitted to the United States Postal Service on October 25, 2018.

8. On December 6, 2018, The United States Postal Service denied Plaintiff's claim.

WHEREFORE, Plaintiff Moesha Williams prays for judgment against Defendant in the

amount of \$10,000, for costs, and for such other and further relief as the Court deems just and proper.

COUNT IV

COMES NOW Plaintiff Austin Kerr, and for Count IV of his Complaint against Defendant, states as follows:

1. Plaintiff Austin Kerr realleges and incorporates herein by reference, the allegations of Count I.
2. At all times of the events which give rise to this Complaints, Plaintiff Austin Kerr was and is a citizen of the United States who resides in St. Louis, Missouri.
3. Plaintiff Kerr was a passenger in the vehicle driven by Plaintiff Chatman.
4. As a direct and proximate result of the negligence and carelessness of Defendant, Plaintiff was injured and suffered damages, including injuries to Plaintiff's neck, back, left hip, and left foot.
5. As a direct and proximate result of the negligence and carelessness of Defendant, Plaintiff incurred reasonable and necessary medical expenses in the amount of \$3,401.12.
6. Notice of a claim was properly submitted to the United States Postal Service on October 25, 2018.
7. On December 6, 2018, The United States Postal Service denied Plaintiff's claim.

WHEREFORE, Plaintiff prays for judgment against Defendant in the amount of \$7,500, for costs, and for such other and further relief as the Court deems just and proper.

Respectfully submitted,

SAUTER SULLIVAN LLC

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